GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – BC Welfare Department – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules, 1980 against Sri K.Ravi Prakash Kumar, the then Asst. BC Welfare Officer, Tenali(now retired)- Article of Charges – Orders – Issued.

BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.Rt.No.62 **Dated:04-04-2024.**

Read the following:

1. From the DG, ACB, Vijayawada, Rc.No.03/DES-VGT/2020-S.17, dt.16.08.2023.
2. G.O.Ms.No.21, BCW(D) Department, dt.04.04.2024.
3. G.O.Ms.No.22, BCW(D) Department, dt.04.04.2024.

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ORDER:

In pursuance of the sanction accorded by the Government vide reference 3rd read above, under Sub-Clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for initiating departmental proceedings against Sri K.Ravi Prakash Kumar, the then Asst. BC Welfare Officer, Tenali(now retired), it is considered necessary to hold an inquiry against the said Sri K.Ravi Prakash Kumar, ABCWO (now retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri K.Ravi Prakash Kumar, ABCWO (now retired) is directed to submit his written statement of defence within ten (10) days of the receipt of the order.

4. Sri K.Ravi Prakash Kumar, ABCWO (now retired) is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri K.Ravi Prakash Kumar, ABCWO (now retired) is further informed that if he does not submit his written statement of defence on or before the period specified at Para (3) above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri K.Ravi Prakash Kumar, ABCWO (now retired) is informed that Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 stipulates that under no circumstances Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that the said Sri K.Ravi Prakash Kumar, ABCWO (now retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K.Ravi Prakash Kumar, ABCWO (now retired) "through" the Director of BC Welfare, A.P., Vijayawada.
The Director of BC Welfare, A.P., Vijayawada. (with a request to serve and return the dated acknowledged served copy)

Copy to:
The Director General, Anti - Corruption Bureau, 2nd Floor, NTR Admn. Bhavan,
P.N. Bus station, Vijayawada, Krishna District, A.P.
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//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexures I,II, III & IV to G.O.Rt.No.62, BCW(D) Dept., Dt:04.04.2024]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SRI K.RAVI PRAKASH KUMAR, THE THEN ASST. BC WELFARE OFFICER, TENALI(NOW RETIRED):-

That Sri Kore Ravi Prakash Kumar, Formerly Asst. B.C. Welfare Officer, Tenali, Guntur District (hereinafter referred to as Government Servant) while functioning as such at Tenali during the period from 01.11.2016 to 01.07.2022 committed grave misconduct in as much as:

Charge :

"That the Government Servant, being the immediate Superior Officer and inspecting authority of the hostels failed to supervise proper functioning of Govt. B.C. Welfare Boys Hostel, Amruthalur in his jurisdiction, Sri Muppalla Siva Chandra Sekhar Rao, Hostel Welfare Officer, Grade-II, whose in several irregularities were noticed during the Surprise Check".

"Thus, the Government Servant Sri Kore Ravi Prakash Kumar, Formerly Asst. B.C. Welfare Officer, Tenali, Guntur District by his above mentioned acts has exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Govt. servant and brought down the prestige of the Government and there by violated/contravened Rule 3(1), 3(2) & 3(5) of the Andhra Pradesh Civil Services (Conduct) Rules 1964".

G.ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

J. Seetharama
SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI K.RAVI PRAKASH KUMAR, THE THEN ASST. BC WELFARE OFFICER, TENALI(NOW RETIRED):-

Charge :

"That the Government Servant, being the immediate Superior Officer and inspecting authority of the hostels failed to supervise proper functioning of Govt. B.C. Welfare Boys Hostel, Amruthalur in his jurisdiction, Sri Muppalla Siva Chandra Sekhar Rao, Hostel Welfare Officer, Grade-II, whose in several irregularities were noticed during the Surprise Check".

Facts and Evidence:

On credible information that Sri Muppalla Siva Chandra Sekhar Rao, Hostel Welfare Officer, Grade-II, Govt. B.C. Boys Hostel, Amruthalur, Bapatla District, erstwhile Guntur District was resorting to irregularities in violations of the Govt., orders, a Surprise Check was conducted on the above Hostel on 03.01.2020 between 05.45 AM and 1.00 PM in the presence of the mediators.

During the Surprise check, it is revealed that the G.S. being the immediate superior officer and inspecting authority of the Govt. B.C. Welfare Boys Hostel, Amruthalur failed to supervise proper functioning of the hostel resulting the following irregularities have come to notice.

It was observed that Sri Muppalla Siva Chandra Sekhar Rao, HWO, Govt. B.C. Welfare Boys Hostel, Amruthalur has not resides in the Head Quarter at Amruthalur Village and instead resided at Flat No.401, Sindhupriya Apartment, Alapatinagar, Sultanabad, Tenali Town, Guntur District.

On perusal of the Boarders Attendance Register, the actual strength of boarders as on 28.12.2019 was shown as 111, out of them 109 were shown as present, while 02 were shown as absent. However, on the day of surprise check only 49 boarders were present in the hostel. Sri Muppalla Siva Chandra Sekhar Rao, HWO, Govt. B.C. Welfare Boys Hostel, Amruthalur has drawn an excess amount of Rs. 57,427/- as Diet Charges for the months of June to December 2019 by inflating the number of boarders in the BC Boys Hostel Attendance Register of Boarders for his Pecuniary Benefits.

It was observed that there was no proper hygiene and sanitation in the premises to ensure good health of the boarders, where in latrines and bath rooms were found untidy.

It was also observed that the HWO failed to maintain the mandatory registers and also failed to proper maintenance of Registers in Govt. B.C. Welfare Boys Hostel violating the standing orders and instructions of the Government. The HWO is not providing food to the boarders as per the Diet Menu Chart prescribed by the Government and supplying food to the boarders as per his wish and will.

On perusal of the Stock Issue Register, it was noticed that the HWO failed to maintain the Provisions Stock and Issue Register properly as on the date of Surprise Check on 03.01.2020 and on comparison with the stocks available with the stock balance showed in the Provisions Stock and Issue Register, there was a shortage of provisions worth Rs. 1295/-.

ORAL EVIDENCE:

1. **Sri Vulligaddala Srinivasa Rao, S/o Venkaiah, Age 44 yrs, Asst. Accounts Officer, ERO, Town. II, Guntur, R/o D. No. 4-22-7/4, Zero Line Chaitanyapuri, Guntur Town.**

2. **Sri Chilamkuri Srinivasa Rao, S/o Krishnamurthy, Age 40yrs, Jr. Asst., O/o ERO, Town. II, Guntur R/o Shyamala Nagar, 3rd lane, Near S.V. Balakuteer School, Guntur Town.**

Witnesses Nos. 1 & 2 are the mediators to the entire proceedings of surprise check conducted on Govt. B.C. Welfare Hostel for Boys, Amruthalur Village and Mandal on 03.01.2020 from 05.45 AM to 01.00 PM and drafted and attested by the mediator's report incorporating the entire proceedings at Govt. B.C. Welfare Hostel for Boys, Amruthalur.

DOCUMENTARY EVIDENCE:

1. **The Surprise Check proceedings on 03.01.2020 from 05.45 AM to 01.00 PM drafted and attested by the Mediators at Govt. B.C. Welfare Boys Hostel, Amruthalur Village & Mandal, Guntur District.**

   It contains all the happenings in the Surprise Check conducted on Govt. B.C. Welfare Boys Hostel, Amruthalur Dt. 03.01.2020 from 05.45 AM to 01.00 PM by the ACB Officials in the presence of the mediators. The mediators drafted and attested the Surprise Check Proceedings.

2. **Rc. No. A2/3204/94, Dt. 27.05.1994 of the Commissioner of BC Welfare, A.P., Hyderabad.**

   It revealed that, the job chart containing the duties and responsibilities of Asst. BC Welfare Officers.

Under the facts mentioned above, it is obvious that the Government servant was negligent and slack in discharging his duties. He ought to have visited the hostel every month and monitored the sordid picture of affairs prevailing in the hostel and take steps for its proper and effective functioning.

"Thus, the Government Servant Sri Kore Ravi Prakash Kumar, Formerly Asst. B.C. Welfare Officer, Tenali, Guntur District by his above mentioned acts has exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Govt. servant and brought down the prestige of the Government and there by violated/contravened Rule 3(1), 3(2) & 3(5) of the Andhra Pradesh Civil Services (Conduct) Rules 1964".

Thus, the Government servant rendered himself for regular departmental action for major penalty under Rule 20 of APCS (CC&A) Rulers, 1991 R/w Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 .

G.ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI K.RAVI PRAKASH KUMAR, THE THEN ASST. BC WELFARE OFFICER, TENALI(NOW RETIRED)ARE PROPOSED TO BE SUSTAINED:

SI. No.	Details Of The Documents
1.	The Surprise Check proceedings on 03.01.2020 from 05.45 AM to 01.00 PM drafted and attested by the Mediators at Govt. B.C. Welfare Boys Hostel, Amruthalur Village & Mandal, Guntur District.
2.	Rc. No. A2/3204/94, Dt. 27.05.1994 of the Commissioner of BC Welfare, A.P., Hyderabad.

G.ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

J. Seetharama
SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI K.RAVI PRAKASH KUMAR, THE THEN ASST. BC WELFARE OFFICER, TENALI(NOW RETIRED) ARE PROPOSED TO BE SUSTAINED:

SI. No	Name of the address of the Witnesses.
1.	Sri Vulligaddala Srinivasa Rao, S/o Venkaiah, Age 44 yrs, Asst. Accounts Officer, ERO, Town. II, Guntur, R/o D. No. 4-22-7/4, Zero Line Chaitanyapuri, Guntur Town.
2.	Sri Chilamkuri Srinivasa Rao, S/o Krishnamurthy, Age 40yrs, Jr. Asst., O/o ERO, Town. II, Guntur R/o Shyamala Nagar, 3rd lane, Near S.V. Balakuteer School, Guntur Town.
3.	Sri G. Sridhar, Inspector, Range-II, ACB, Guntur Range, Guntur.
4.	Sri A. ManmadhaRao, Inspector, ACB, Guntur Range, Guntur.
5.	Any other witness that may be produced during the course of enquiry.

G.ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

J. Seetharama
SECTION OFFICER